

**立法會**  
**Legislative Council**

LC Paper No. CB(2) 200/12-13

Ref. : CB2/H/13/1

**Report No. 4/12-13 of the House Committee on Consideration of  
Subsidiary Legislation and Other Instruments**

**Purpose**

This report gives the outcome of the consideration of the House Committee on subsidiary legislation/other instruments the period for amendment of which will expire on 21 November 2012.

**Subsidiary legislation/other instruments considered**

2. The House Committee has considered the following items of subsidiary legislation/other instrument -

<u>Item Number</u>	<u>Title of Subsidiary Legislation/other instruments</u>	<u>Date of House Committee meeting</u>
(1)	Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (Malaysia) Order (L.N. 159/2012)	26 October 2012
(2)	Inland Revenue (Double Taxation Relief and Prevention of Fiscal Evasion with respect to Taxes on Income) (United Mexican States) Order (L.N. 160/2012)	26 October 2012
(3)	Lifts and Escalators (General) Regulation (Commencement) Notice (L.N. 163/2012)	26 October 2012
(4)	Lifts and Escalators (Fees) Regulation (Commencement) Notice (L.N. 164/2012)	26 October 2012

<u>Item Number</u>	<u>Title of Subsidiary Legislation/other instruments</u>	<u>Date of House Committee meeting</u>
(5)	Lifts and Escalators Ordinance (Commencement) (No. 2) Notice 2012 (L.N. 165/2012)	26 October 2012
(6)	Lifts and Escalators Ordinance (Commencement) (No. 3) Notice 2012 (L.N. 166/2012)	26 October 2012
(7)	Third Technical Memorandum for Allocation of Emission Allowances in Respect of Specified Licences (S.S. No. 5 to Gazette No. 42/2012)	26 October 2012 9 November 2012

3. The House Committee formed two subcommittees to study respectively items (1) and (2), and item (7) at its meeting on 26 October 2012. Regarding the former Subcommittee, since only two Members have signified to join it by the deadline for signification of membership, the Subcommittee has not been formed in accordance with rules 21(b) and 26(f) of the House Rules. The latter Subcommittee made a verbal report to the House Committee on 9 November 2012, and provided a written report vide LC Paper No. CB(1)162/12-13 issued to Members on 14 November 2012.

4. The House Committee considered it not necessary to form any subcommittee to study items (3) to (6).

*Note: The House Committee formed three Subcommittees to study the following six items of subsidiary legislation at its meeting on 26 October 2012. The Council passed on 14 November 2012 three resolutions moved respectively by the Chairmen of the relevant Subcommittees to extend the scrutiny period of the subsidiary legislation to 12 December 2012. Details are as follows -*

(a) Resolution moved by Hon NG Leung-sing

1. *Banking (Capital) (Amendment) Rules 2012 (L.N. 156/2012)*
2. *Banking (Specification of Multilateral Development Bank) (Amendment) Notice 2012 (L.N. 157/2012)*

3. *Banking (Amendment) Ordinance 2012 (Commencement) Notice 2012 (L.N. 158/2012)*

(b) *Resolution moved by Hon Charles Peter MOK*

4. *Telecommunications (Determining Spectrum Utilization Fees by Auction)(Amendment) Regulation 2012 (L.N. 161/2012)*

5. *Telecommunications (Designation of Frequency Bands subject to Payment of Spectrum Utilization Fee) (Amendment) Order 2012 (L.N. 162/2012)*

(c) *Resolution moved by Hon Dennis KWOK*

6. *Mediation Ordinance (Commencement) Notice (L.N. 167/2012)*

Council Business Division 2  
Legislative Council Secretariat  
14 November 2012